



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

TJR

Docket No: 8648-98

28 February 2000

[REDACTED]

Dear [REDACTED],

This is in reference to your application for correction of your naval record pursuant to the provisions of Title 10, United States Code, Section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 15 February 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record, and applicable statutes, regulations, and policies.

After careful and conscientious consideration of the entire record, the Board found the evidence submitted was insufficient to establish the existence of probable material error or injustice.

The Board found you enlisted in the Navy on 18 February 1986 at the age of 20.

Your record reflects that you received nonjudicial punishment for misbehavior of a sentinel on 14 July 1989. The punishment imposed was reduction to paygrade E-3 and restriction and extra duty for 30 days.

Your record contains an enlisted performance record (Page 9) entry which indicates that you were not recommended and/or eligible for advancement or reenlistment.

On 2 November 1990 you were released from active duty under honorable conditions and transferred to the Naval Reserve. Upon completion of your required service, you were issued a general discharge.

The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, such as your youth and immaturity, and your contention that you would like your narrative reason for separation/separation code and reenlistment code changed because they were unjustly assigned. However, the Board concluded these factors were not sufficient to warrant a change of your narrative reason for separation or reenlistment code. Given all the circumstances of your case, the Board concluded your narrative reason for separation/separation code and reenlistment code were proper as issued and no change is warranted. Accordingly, your application has been denied.

The Board noted that you are entitled to submit the attached Application for the Review of Discharge or Dismissal from the Armed Forces of the United States (DD Form 293) to the Naval Council of Personnel Boards, attention: Naval Discharge Review Board, Building 36, Fourth Floor, Washington Navy Yard, 901 M Street, S. E., Washington, DC 20374-5023 for consideration of an upgrade of your discharge and a change in your narrative reason for discharge.

The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director

Enclosure